

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Smith *et al.*

Serial No. 10/786,466

Filed: February 25, 2004

Confirmation No. 9331

For: **FIRE RESISTANT CONSTRUCTION**

Examiner: J. Chapman

Art Unit: 3635

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT AND PETITION**  
**FOR EXTENSION OF TIME**

In response to the Office Action mailed November 25, 2009, please amend the above-identified application as shown. In addition, please provide a one-month extension of time up to and including March 25, 2010. The fee of \$130 is submitted herewith.

If any additional fees for the accompanying response are required, Applicant requests that this be considered a Petition therefore. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 8 of this paper.